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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/562,742

Applicants : Kyoichi SHIMOMURA et al.

Filed December 29, 2005

INHIBITOR OF PAIN For

THRESHOLD DECREASE

Art Unit 7803

Examiner Samira JEAN-LOUIS

05832/HG Docket No.

Customer No.: 01933

Confirm. No.: 7803

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

PTO NO. 1-571-273-8300

TOTAL PAGES: 5

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents on the date noted below.

Attorney: Richard S. Barth

Dated: <u>October 16, 2008</u>

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith. please consider this as a Petition for the requisite extension of time, and to the extent not tendered by Form PTO-2038 attached hereto, authorization to charge the extension fee. or any other fee required in connection with this Paper, to Account No. 06-1378.

MAIL STOP AMENDMENT

SIR:

This is a response to the Office Action mailed September 24, 2008, which is a Restriction Requirement under 35 USC 121. The term for responding to said Office Action ends on October 24, 2008.

Remarks begin on page 2 of this paper.